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UNITED STATES DISTRICT COURT
DISTRICT OF OREGON
PORTLAND DIVISION

NATIONAL STEEL CAR LIMITED,

Plaintiff,

v.

GREENBRIER-CONCARRIL LLC,
GREENBRIER LEASING COMPANY,
LLC, and GREENBRIER-GIMSA, LLC,

Defendants.

Case No.: 3:20-cv-01275-YY

JOINT MOTION REGARDING BRIEFING
ON UPCOMING SUMMARY JUDGMENT
REPLY BRIEFS – **EXPEDITED**
CONSIDERATION REQUESTED

JOINT MOTION

Plaintiff National Steel Car Limited and Defendants Greenbrier-Concarril, LLC, Greenbrier Leasing Company, LLC, and Greenbrier-GIMSA, LLC, hereby jointly and respectfully move to increase the limits for reply summary judgment memoranda from 16,000 words, or in the alternative, 50 pages, to 17,500 words, or in the alternative, 55 pages. *See* ECF No. 179.

Because reply summary judgment memoranda are due December 19, 2022 (*see* ECF Nos. 181, 190, 201, 203; LR 7-1(f)(1)), the parties respectfully request EXPEDITED CONSIDERATION of this Motion.

Good cause exists for granting the Motion. The parties each moved for summary judgment on multiple, distinct issues, ECF Nos. 181, 190. The record in this case is extensive, and includes documents and testimony from prior, related proceedings. Furthermore, the parties' responsive memoranda included evidentiary objections (*see* LR 56-1(b)), which the parties' reply briefs must respond to. Not only does good cause exist for the proposed increased page limits, but fully briefing these issues at the summary-judgment stage is likely to substantially reduce the number of issues for trial and pretrial proceedings. *See* Fed. R. Civ. P. 56(g). The parties agree that this motion will not preclude either party from seeking a further extension of the memoranda limit, if needed as the parties finalize their respective summary judgment reply memoranda, provided such party can establish good cause to further extend the limit.

In light of the foregoing, the parties respectfully request that the Court enter the proposed order below:

1. The page limit for summary judgment reply memoranda limit under Local Rule 7-2(b)(1), which the Court previously increased to 16,000 words, or in the alternative, 50 pages

(ECF No. 179), is hereby increased to 17,500 words, or in the alternative, 55 pages. This limit includes headings, footnotes and quotations, but excludes the caption, table of contents, table of cases and authorities, signature block, exhibits, and any certificates of counsel.

Dated: December 15, 2022

/s/C. Marie Eckert

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Respectfully submitted,

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